

COMMISSIONERS COURT DOCKET
AUGUST 11, 2020
REGULAR SESSION

THE STATE OF TEXAS

COUNTY OF MONTGOMERY

BE IT REMEMBERED that on this the 11th day of August, 2020, the Honorable Commissioners Court of Montgomery County, Texas, was duly convened in a Regular Session in the Commissioners Courtroom of the Alan B. Sadler Commissioners Court Building, 501 North Thompson, Conroe, Texas, with the following members of the Court present:

- | | |
|----------------------------|---------------|
| County Judge | Mark Keough |
| Commissioner, Precinct 1 | Mike Meador |
| Commissioner, Precinct 2 | Charlie Riley |
| Commissioner, Precinct 3 | James Noack |
| Commissioner, Precinct 4 | James Metts |
| Also County Clerk's Office | Amber Twiddy |

INVOCATION GIVEN BY Tim Holifield.

THE PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA RECITED.

THE PLEDGE OF ALLEGIANCE TO THE TEXAS STATE FLAG RECITED.

1. COMMISSIONERS COURT AGENDA APPROVED.

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve Commissioners Court Agenda for discussion and necessary action. Motion carried.

CITIZENS – AGENDA ITEM 7

NO CITIZENS ADDRESSED THE COURT AT THIS TIME.

2. MINUTES APPROVED – COUNTY CLERK

Motion by Commissioner Noack, seconded by Commissioner Meador, to approve the Minutes from Regular Session of Commissioners Court dated July 28, 2020 and Special Session dates July 31, 2020. Motion carried.

AGENDA ITEMS 9K3a, 9K3b, AND 9K3c WERE MOVED TO THE OPEN SESSION. SEE MOTION 4 FOR COURT ACTION.

3. RESOLUTION AND ORDER APPROVED – CONSENT AGENDA – AGENDA ITEMS 9A-M

Motion by Commissioner Noack, seconded by Commissioner Meador, to unanimously approve all actions, items, resolutions and authorizations shown on the Consent Agenda and County Judge is appointed and authorized to sign any contracts, approvals and other documents in connection with any items shown on the Consent Agenda save and except the items removed from the consent agenda, as follows:

COUNTY AUDITOR – AGENDA ITEMS 9A1-4

- A1. COMPLETED AUDITS ACCEPTED for Payroll Audit -2nd Quarter FY2020; Compliance Audits FY2020 Quarter 1: Animal Services, Commissioner Pct. 1, Constable Pct. 4, Drug Court, Elections, Forensics, Justice of the Peace Pct 2, Justice of the Peace Pct. 5, Juvenile Justice Center, Lone Star Convention center, Permits, Sheriff Office; Compliance Audits FY 2019: Animal Services Quarters 1, 2, 3, & 4, Sheriff Office Quarters 3 & 4.
- A2. PAYMENT OF ACCOUNTS APPROVED, as submitted by the County Auditor.
- A3. REPORT ACCEPTED that complies with Local Government Code Section 114.024.
- A4. TRANSFER APPROVED of funds pertaining to the Joe Corley Facility from the General Fund account into the Joe Corley Agency Fund account in the amount of \$1,291,828.30. This is the total amount received on behalf of the Joe Corley Facility since transfer request made for 07/14/20 Commissioners Court. Joe Corley Facility is now managed as an agency fund.

BUDGET OFFICE – AGENDA ITEMS 9B1-3

- B1. LINE ITEM TRANSFERS AND ADJUSTMENTS APPROVED AND AUTHORIZED for Fiscal Year 2020 Budget according to Budget Policy.
- B2. PREVIOUS ACTIONS MEMORIALIZED on changes to the Fiscal Year 2020 Budget in prior Commissioners Court meetings.
- B3. ADJUSTMENTS AND AMENDMENTS APPROVED AND AUTHORIZED for Grants Departments for Fiscal Year 2020.

PURCHASING – AGENDA ITEMS 9C1-4

- C1. RENEWALS OPTIONS APPROVED:

- a. Project #19-47 Concrete Road Repair for Existing Roads and Replacing Concrete Curbs with Rebel Contractors, Inc., for various precincts (exercising the first of four renewal options).
- b. Project #2017-0053 Labor for Telephone/Data Cabling Installation with Matheson, Mary Lou dba Adandy Cabling for Information Technology (exercising third of three renewal options).
- c. Project #19-43 Processing, Printing and Mailing of Tax Statements with Variverge, LLC., for Tax Office (exercising first of four renewal options).
- d. Project #19-53 Raising and Undersealing Concrete Slabs and Roads with Uretex USA, Inc., for various precincts (exercising first of four renewal options).
- e. Project #2017-0033 Printing of Miscellaneous Forms with Shakun Solutions, LLC., dba Precision Printing/Alphagraphic for various departments (exercising third of three renewal options).
- f. Project #2017-0026 Surface Treatment with Waters Construction Company, Inc., for various precincts (exercising the third of three renewal options).
- g. Project #19-37 Crushed Concrete with Century Asphalt Ltd., and Cherry Crushed Concrete for various precincts (exercising the first of four renewal options).

C2. CHANGE ORDERS APPROVED:

- a. CO #1 to Teamwork Construction Services, Inc., for Project# 19-60 - SH 242 from Gosling Road to Honor Roll Drive to delete and add items and an additional thirty (30) days in the amount of \$10,476.03 for Commissioner Precinct 2.

C3. CANCELANATION APPROVED of contract with RC Smith Companies dba Smith & Company, P.O. 2018231 for Project# 18-16 Gene Campbell Blvd. Reconstruction and Widening and give authorization to re-bid project for Commissioner Precinct 4.

C4. ADVERTISING APPROVED for the following:

- a. new vehicles for various departments.

RISK MANAGEMENT – AGENDA ITEM 9D1

D1. CHANGES, ADDITIONS AND RELEASES APPROVED for the following:

<u>BOND</u>	<u>NAME/DEPT</u>	<u>AMOUNT</u>	<u>ACTION</u>
64663976	Crowson, Amy/Tax Assessor		Rider change description

72243568	Laird, Claudia/CCL #2	\$5,000	New Bond
72243568	Laird, Claudia/CCL #2		Rider change description
65007338	Ravari, Justin/Const Pct 3	\$5,000	New Bond
62050237	Willis, Vicki/Tax Assessor	\$100,000	New Bond

COMMISSIONERS – COUNTY ENGINEER – AGENDA ITEMS 9E1-4

E1. PRECINCT 1

- a. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Hills of Westlake, Section 1 and bond is released.
- b. FINAL PLAT APPROVED of Jaco Lots; 3.1157 acres; Jonathan C. Pitts Survey, A-28.

E2. PRECINCT 2

- a. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest Central Pine Street Extension (WF71 to Ditch4P) and bond is released.
- b. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest, Section 74 and bond is released.
- c. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM IN WOODFOREST SECTION 75 and bond is released.
- d. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Woodforest Central Pine Street Extension (Ditch 4P to WF77) and bond is released.
- e. STREETS ACCEPTED INTO THE COUNTY ROAD MAINTENANCE SYSTEM in Cimarron Creek, Section 7 and bond is released.
- f. PUBLIC HEARING DATE SET for September 8, 2020 to consider and approve changing the name of Flower Mount Drive to Flower Mound Lane in the Flower Mound Ranchettes Subdivision.

E3. PRECINCT 3

- a. FINAL PLAT APPROVED of Northgrove, Section 14; 24.25 acres; James Brown Survey, A-78.

E4. PRECINCT 4

- a. FINAL PLAT APPROVED of The Lakes at Crockett Martin, Section 1; 12.642 acres; Bennett Blake Survey, A-4 and William B. Bridges Survey, A-73.
- b. FINAL PLAT APPROVED of Liberty Estates Section 1; 19.874 acres; Martin Lawrence Survey, A-310.

HUMAN RESOURCES – AGENDA ITEM 9F1

F1. PAYROLL CHANGE REQUEST FORMS APPROVED:

Request of 284th District Court to accept the retirement of Laurie A. Watson, Court Coordinator I, effective July 31, 2020. [311.12 hours or balance vacation; 9.00 hours or balance comp]

Request of 410th District Court to place Cherie Reegs, Court Reporter, on payroll effective August 3, 2020.

Request of 410th District Court to promote Charles Scott Wonderly, Associate Judge, effective August 4, 2020.

Request of 457th District Court to transfer Jennifer Hayden, Court Coordinator II, effective August 4, 2020.

Request of 457th District Court to transfer Nancy Isaacks, Court Coordinator I, effective August 17, 2020.

Request of 457th District Court to place David Kallus, Staff Attorney, on payroll effective August 10, 2020.

Request of 457th District Court to place Lorri Lucas, Court Reporter, on payroll effective August 4, 2020.

Request of 457th District Court to transfer Patricia J. (P.J.) Miller, Court Administrator, on payroll effective August 4, 2020.

Request of 457th District Court to place Vincenzo (Vince) Joseph Santini, District Judge, on payroll effective August 4, 2020.

Request of Animal Services to place Amanda Johnson, Clerk I, on payroll as replacement for Cynthia Choate, effective August 4, 2020.

Request of Custodial to increase salary of Obed Barrera, Custodian, due to completion of probationary period, effective August 4, 2020.

Request of Custodial to increase salary of Angelina DelAguila, Custodian, due to completion of probationary period, effective August 4, 2020.

Request of Custodial to place Mirna Rodriguez, Custodian, on payroll as replacement for Caleb Aaron Pomales, effective July 27, 2020.

Request of Custodial to place Alexie Valencia Esquer, Custodian, on payroll as replacement for Linda Esmeralda Vasquez, effective July 27, 2020.

Request of Commissioner Precinct 1 to place Andrew A. Burke, Laborer, on payroll as replacement for J.D. Seigle, effective July 28, 2020.

Request of Commissioner Precinct 3 to place William Ensign, Operator I, on payroll effective August 3, 2020.

Request of Constable Precinct 1 to demote Timothy Cade, Deputy Constable, as replacement for Miguel Rosario III, effective July 25, 2020.

Request of Constable Precinct 1 to promote Miguel Rosario III, Lieutenant Constable, as replacement for Timothy Cade, effective July 25, 2020.

Request of Constable Precinct 3 to increase salary of Michael T. Fulton, Deputy Constable, due to step increase, effective September 1, 2020.

Request of Constable Precinct 3 to accept the resignation of Ryan T. Wolsey, Deputy Constable, effective July 3, 2020. [No benefits due]

Request of Constable 5 Mag ISD Sub Unit to increase salary of Paul Brown, Deputy Constable, due to step increase, effective July 25, 2020.

Request of Constable 5 Mag ISD Sub Unit to increase salary of Joshua Carley, Sergeant Constable, due to step increase, effective May 2, 2020.

Request of Constable 5 Mag ISD Sub Unit to increase salary of Jarrod Chastun, Deputy Constable, due to step increase, effective March 21, 2020.

Request of Constable 5 Mag ISD Sub Unit to increase salary of Thomas Fox, Deputy Constable, due to step increase, effective October 31, 2020.

Request of Constable 5 Mag ISD Sub Unit to increase salary of John Glenn Jones, Deputy Constable, due to step increase, effective July 25, 2020

Request of Constable 5 Mag ISD Sub Unit to increase salary of Daniel Justice, Deputy Constable, due to step increase, effective July 25, 2020.

Request of Constable 5 Mag ISD Sub Unit to increase salary of Larry Medearis, Deputy Constable, due to step increase, effective August 8, 2020.

Request of Constable 5 Mag ISD Sub Unit to increase salary of Teresa Perkins, Deputy Constable, due to step increase, effective August 8, 2020.

Request of Constable 5 Mag ISD Sub Unit to increase salary of Ronald Raborn, Sergeant Constable, due to step increase, effective July 25, 2020.

Request of Constable 5 Mag ISD Sub Unit to increase salary of Richard Seibert, Jr., Deputy Constable, due to step increase, effective August 8, 2020.

Request of Constable 5 Mag ISD Sub Unit to increase salary of Ralph Smith, Deputy Constable, due to step increase, effective July 25, 2020.

Request of Constable 5 Mag ISD Sub Unit to increase salary of Chris Tally, Deputy Constable, due to step increase, effective August 8, 2020.

Request of County Attorney to place Laura (Christy) Parker, Legal Assistant III, on payroll as replacement for Claudette (Denise) Johnson, effective August 24, 2020.

Request of District Attorney to promote Ivy L. Berry, Executive Assistant, as replacement for Patricia Miller, effective August 4, 2020.

Request of District Attorney to promote Alyssa Marie Fortner, Legal Assistant II, as replacement for Ivy. L. Berry, effective August 4, 2020.

Request of District Attorney to place Kayla Igal, Intern, on payroll as replacement for Shelby Frances Saefke, effective August 10, 2020.

Request of District Attorney to remove Donald A. Jensen, Intern, from payroll due to lay off, effective July 21, 2020. [No benefits due]

Request of District Attorney to accept the resignation of Shelby F. Saefke, Intern, effective August 7, 2020. [30.84 hours or balance vacation; 0.6250 hours or balance comp]

Request of Elections to place Bethany S.J. Bledsoe, Voter Clerk, on payroll effective August 10, 2020.

Request of Emergency Management to place Karen Muniz Vigil, Clerk II, on payroll as replacement for Robin Regh, effective August 3, 2020.

Request of Library to increase salary of Molly L. Bullard, Reference Librarian, due to probationary period completed, effective August 8, 2020.

Request of Library to promote Hailey Rose Juliano, Reference Librarian, as replacement for Deana Willerth, effective August 8, 2020.

Request of Library to change status of Deana M. Willerth, Reference Librarian, as replacement for Betty Susan Brasseux, effective August 8, 2020.

Request of Office of Court Administration to increase salary of Camara McWashington, Admin Assistant I, to grade structure minimum, effective July 27, 2020.

Request of Sheriff to accept the resignation of Devaun Justice Bluiett, Officer Civilian Deten, effective July 30, 2020. [18.48 hours or balance vacation; 8.00 hours or balance holiday]

Request of Sheriff to accept the resignation of Jack Harrell Brooks, Officer Civilian Deten, effective August 7, 2020. [114.60 hours or balance vacation; 56.53 hours or balance comp; 44.75 hours or balance holiday]

Request of Sheriff to transfer Jason K. Davidson, Investigator Cr Scene, as replacement for Christina Marie Forman, effective July 25, 2020.

Request of Sheriff to increase salary of Christopher Phillip Deiss, Officer Civil Det II, due to completion of certification requirements, effective July 25, 2020.

Request of Sheriff to transfer Jordan Denee Drastata, Officer Civilian Deten, as replacement for Lesley Demon Williams, effective July 25, 2020.

Request of Sheriff to accept the resignation of Flora Italia Fleming, Crime Analyst I, effective August 14, 2020. [153.58 hours or balance vacation; 0.13 hours or balance comp]

Request of Sheriff to accept the resignation of Gregory Vernon Hooks, Dispatcher, effective August 10, 2020. [6.16 hours or balance vacation; 8.00 hours or balance holiday]

Request of Sheriff to promote Kirby Maurice Walker, Comm Spec/Radio Tech III, as replacement for Michael Roy Dietrich, Jr., effective July 25, 2020.

Request of Sheriff to place Lysie Wilson, Dispatcher, on payroll as replacement for Samantha Jo Branham, effective August 8, 2020.

Request of Tax Assessor to accept the resignation of Katie Hardin, Deputy Specialist III, effective August 6, 2020. [No benefits due]

Request of Tax Assessor to accept the retirement of Angela Johnson, Deputy Specialist IV, effective August 31, 2020. [141.05 hours or balance vacation; 0.7550 hours or balance comp]

JUSTICE OF THE PEACE PRECINCT 4 – AGENDA ITEM 9G1

- G1. MONTHLY COLLECTION REPORT ACCEPTED for July 2020.

JUSTICE OF THE PEACE PRECINCT 5 – AGENDA ITEMS 9H1-2

- H1. MONTHLY COLLECTION REPORT ACCEPTED for the month of June 2020.
- H2. MONTHLY COLLECTION REPORT ACCEPTED for the month of July 2020.

OFFICE OF COURT ADMINISTRATION – AGENDA ITEM 9I1

- I1. REQUEST APPROVED for the construction of office space for the 457th District Court in an amount not to exceed \$7,500. No additional funds needed.

ELECTIONS – AGENDA ITEM 9J1

- J1. ORDER OF ELECTION APPROVED for the November 3, 2020 General Election.

COUNTY ATTORNEY – AGENDA ITEMS 9K1-5

K1. PRECINCT 1

- a. ORDER APPROVED authorizing payment of Special Commissioners Award for Cause No. 19-08-10414 in the amount of \$380,576.75 for the acquisition of real property described as Parcel 107, FM 1097 Road Project. The sum of \$123,360.00 previously tendered is deducted from the award. The County Treasurer and Auditor are hereby authorized and directed to make payment in the amount of \$257,116.75 to be deposited into the registry of the court.
- b. ORDER APPROVED authorizing a Disclaimer of Interest in a portion of Smith Road to be executed on behalf of Montgomery County and further authorizing said Disclaimer to be recorded in the official public records of Montgomery County, Texas.

K2. PRECINCT 2

- a. ORDER APPROVED authorizing County Judge to sign a demand for a draw against the Frey, Inc. maintenance Bond and Letter of Credit for High Meadow Estates Section 4 because Frey, Inc. has failed to comply with the Montgomery County Rules and Regulations for subdivisions. The original Maintenance Bond, Irrevocable Standby Letter of Credit No. 834 and any amendments will be delivered to the County Attorney to execute the demand signed by the County Judge.

- b. INTERLOCAL AGREEMENT APPROVED for Road Projects between Montgomery County and the City of Magnolia.
- c. ORDER APPROVED authorizing notice of public hearing on September 22, 2020 for partial revision to subdivision lots/plats being partially described as partial replat of Lakewood Estates, Section 1 to be known as Lakewood Estates Section 1, Replat No. 1.
- d. ORDER APPROVED authorizing County Judge to sign a demand for a draw against the White Oak Developers, Inc. maintenance Bond and Letter of Credit for Ranch Crest Subdivision Section IV because White Oak Developers, Inc. has failed to comply with the Montgomery County Rules and Regulations for subdivisions. The original Maintenance Bond, and Letter of Credit accepted November 12, 2019 will be delivered to the County Attorney to execute the demand signed by the County Judge.
- e. ORDER APPROVED authorizing County Judge to sign a demand for a draw against the White Oak Developers, Inc. maintenance Bond and Letter of Credit for Street Dedication Atascosa Trail, Wichita Trail and Lavaca Trail because White Oak Developers, Inc. has failed to comply with the Montgomery County Rules and Regulations for subdivisions. The original Maintenance Bond, and Letter of Credit accepted September 14, 2009 will be delivered to the County Attorney to execute the demand signed by the County Judge.

K3. PRECINCT 3

- a. AGENDA ITEM 9K3a WAS MOVED TO THE OPEN SESSION. SEE MOTION 4 FOR COURT ACTION.
- b. AGENDA ITEM 9K3b WAS MOVED TO THE OPEN SESSION. SEE MOTION 4 FOR COURT ACTION.
- c. AGENDA ITEM 9K3c WAS MOVED TO THE OPEN SESSION. SEE MOTION 4 FOR COURT ACTION.
- d. SECOND AMENDMENT TO INTERLOCAL AGREEMENT APPROVED between Montgomery County and The Woodlands Township to remove a Right of First Refusal and a Right of First Opportunity for the Township to acquire certain real property currently owned by the county located at 9200 Grogans Mill.

K4. PRECINCT 4

- a. ORDER APPROVED acknowledging receipt of check in the amount of \$50.00 from Michel Stamper for lease of real property described as Tracts 329, 330, and

331, Krohn Ranchettes. Check has been forwarded to the Treasurer for further processing.

- b. ORDER APPROVED authorizing payment of Special Commissioners Award for Cause No. 19-12-16680 in the amount of \$9,155.00 for the acquisition of real property described as Parcel 26, Sorters Road Project. The County Treasurer and Auditor are hereby authorized and directed to make payment in the amount of \$9,155.00 to be deposited into the registry of the court.
- c. ORDER APPROVED authorizing payment of Special Commissioners Award for Cause No. 19-12-16682 in the amount of \$21,119.50 for the acquisition of real property described as Parcel 27, Sorters Road Project. The County Treasurer and Auditor are hereby authorized and directed to make payment in the amount of \$21,119.50 to be deposited into the registry of the court.
- d. RESOLUTION AND ORDER APPROVED for payment of actual moving expenses in connection with the acquisition and relocation for Parcel 32 R-2 of the expansion of Sorters Road payable to All Points of Texas in the amount of \$6,727.75.
- e. RESOLUTION AND ORDER APPROVED for the acquisition, purchase, and funding of the acquisition of Parcel 78 for the widening of Sorters Road from Jessica Ruth Eisterhold for the total sum of \$28,432.20.
- f. ORDER APPROVED authorizing County Judge to sign a demand letter for a draw against the White Oak Developers, Inc Maintenance Bond and Letter of Credit for White Oak Crossing Section V because White Oak Developers, Inc. has failed to comply with the Montgomery County Rules and Regulations for subdivisions. The original Maintenance Bond, and Letter of Credit accepted November 12, 2019 will be delivered to the County Attorney to execute the demand signed by the County Judge.
- g. ORDER APPROVED authorizing County Judge to sign a demand letter for a draw against the White Oak Developers, Inc Maintenance Bond and Letter of Credit for White Oak Crossing Section IV because White Oak Developers, Inc. has failed to comply with the Montgomery County Rules and Regulations for subdivisions. The original Maintenance Bond, and Letter of Credit accepted November 12, 2019 will be delivered to the County Attorney to execute the demand signed by the County Judge.

K5. ALL PRECINCTS

- a. RESOLUTION AND ORDER APPROVED supporting the need for the County Attorney to defend on behalf of Montgomery County the lawsuit filed

under Cause No. 20-06-06977 and styled Joseph M. Santopetro vs. Montgomery County under Claim No. B-20-0031. The County Attorney is authorized to incur expenses for the proper defense and negotiation of said case with funding from the Risk Management Budget with approval from the Director of Risk Management or designee.

- b. RESOLUTION AND ORDER APPROVED supporting the need for the County Attorney to defend on behalf of Montgomery County the lawsuit filed under Civil Action No. 4:20-cv-1417 and styled Olivia Sligh vs. City of Conroe; Montgomery County, et al under Claim No. D-18-0114. The County Attorney is authorized to incur expenses for the proper defense and negotiation of said case with funding from the Risk Management Budget with approval from the Director of Risk Management or designee.

CONSTABLE PRECINCT 5 – AGENDA ITEM 9L1

- L1. MEMORANDUM OF UNDERSTANDING APPROVED between the U.S. Immigration and Customs Enforcements HSI Joint Operations Program and the Montgomery County Constable Precinct 5 Office. The overtime funding is for FY 2020 in the amount of \$2,000 with fringe benefits of \$400 to be paid from 7500.790920.

GRANTS – AGENDA ITEMS 9M1-4

- M1. REQUEST APPROVED to accept the Fiscal Year 2021 STEP Comprehensive grant award from Texas Department of Transportation (TxDOT) in the amount of \$95,325.50 with a match of \$23,879.06 for the Sheriff's Office. Grant application was approved in Commissioners Court on 12/17/2019. Rebecca Ansley is authorized to accept grant electronically on behalf of Montgomery County.
- M2. REQUEST APPROVED to accept the Fiscal Year 2021 STEP Comprehensive grant award from Texas Department of Transportation (TxDOT) in the amount of \$10,936.50 with a match of \$2,841.57 for Constable Precinct 1 Office. Grant application was approved in Commissioners Court on 12/17/2019. Rebecca Ansley is authorized to accept grant award electronically on behalf of Montgomery County.
- M3. REQUEST APPROVED to accept the Fiscal Year 2021 STEP Comprehensive grant award from Texas Department of Transportation (TxDOT) in the amount of \$11,962.06 with a match of \$3,055.27 for Constable Precinct 5 Office. Grant application was approved in Commissioners Court on 12/17/2019. Rebecca Ansley is authorized to accept grant award electronically on behalf of Montgomery County.
- M4. GRANT APPLICATION APPROVED AND RATIFIED to K9s4COPs (2019-2020) for a police service dog (K9), for Constable Precinct 3, and accept grant to

replace retiring service dog. Ryan Gable and/or Ronald Glaze are authorized to complete any and all formalities related thereto.

Motion carried.

END OF CONSENT AGENDA

4. ORDER APPROVED – USE AGREEMENTS – PRECINCT 3

Motion by Commissioner Meador, seconded by Commissioner Noack to accept the following

a. Use Agreement between Montgomery County and South Montgomery Girls Softball League for the purpose of operating and managing athletic fields for youth softball leagues. Commissioner Noack, or his designee, are authorized to sign said agreement on behalf of Montgomery County.

b. Use Agreement between Montgomery County and South Football League for the purposes of operating and managing athletic fields for youth football, lacrosse, and rugby teams. Commissioner Noack, or his designee, are authorized to sign said agreement on behalf of Montgomery County.

c. Use Agreement between Montgomery County and ORWALL for the purposes of operating and managing athletic fields for youth little league teams Commissioner Noack, or his designee, are authorized to sign said agreement on behalf of Montgomery County.

Motion carried.

5. RESOLUTION AND ORDER APPROVED – DISASTER DECLARATION – COUNTY JUDGE

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve and extend the Declaration of Local Disaster issued for Public Health Emergency for an additional period of thirty (30) days to expire on September 12, 2020 at 11:59 pm. Motion carried.

6. MOTION RESCINDED –MOTION# 5 7-28-2020 – COUNTY JUDGE

Motion by Commissioner Noack, seconded by Commissioner Meador, to rescind Motion No. 5 from July 28, 2020 that approved the Third Amendment to the Interlocal Cooperation Agreement between Montgomery County and The Woodlands Township regarding Law Enforcement and transition services. Motion carried.

AGENDA ITEM 10A – CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE THIRD AMENDED INTERLOCAL COOPERATION AGREEMENT WITH THE WOODLANDS TOWNSHIP (ORIGINALLY AUTHORIZED ON JULY 28, 2020) WAS DEFERRED.

7. RESOLUTION AND ORDER APPROVED – COVID-19 – EMERGENCY MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Riley, to authorize the Office of Emergency Management to charge the Covid-19 disaster cost center an additional amount of \$350,000 (total authorized aggregate to date of \$1,350,000) for expenses necessary to respond to the ongoing pandemic. Motion carried.

8. REQUEST APPROVED – FIXED THERMAL SCANNER/CAMERA SYSTEM – EMERGENCY MANAGEMENT

Motion by Commissioner Riley, seconded by Commissioner Meador, to approve the purchase of a fixed thermal scanner/camera system for the jails and the courthouse, as requested by the Sheriff. The cost of this system is not to exceed \$500,000, payable from Cares Act funds. The IT amount to make these functional will be in addition to this amount. Motion carried.

9. REQUEST APPROVED – PAYMENT OF INVOICE – EMERGENCY MANAGEMENT

Motion by Commissioner Riley, seconded by Commissioner Noack, to authorize payment of invoice #mon0206018-08 from Crowdergulf LLC for \$70,710, related to debris removal for Hurricane Harvey. This will be paid from contingency. Motion carried.

AGENDA ITEM 18A – DISCUSSION OF PROPOSED FY2021 BUDGET – WAS MOVED HERE AT THE REQUEST OF COMMISSIONER NOACK

Commissioner Meador left the courtroom during discussion, but returned before discussion was over.

COMMISSIONER NOACK PRESENTED 3 OPTIONS TO THE FY2021 BUDGET. THE COURT DISCUSSED THESE OPTIONS, BUT NO ACTION WAS TAKEN.

NOTE: DISCUSSION IN FULL CAN BE HEARD ON AUDIO OF MINUTES ON COUNTY WEBSITE.

10. REQUEST APPROVED – BUDGET AMENDMENT – BUDGET OFFICE

Motion by Commissioner Meador, seconded by Commissioner Riley, to approve a budget amendment transfer in the amount of \$4,000,000 from General Fund balance to Capital

Improvement Fund to be allocated to the Forensics Center project. Commissioner Noack and Judge Keough voted no. Motion carried.

11. REQUEST APPROVED – INCREASE IMPREST BALANCE – RISK MANAGEMENT

Motion by Commissioner Noack, seconded by Commissioner Riley, to increase the imprest balance in the Third Party Medical Claim Administrators' claim account by \$750,000 to allow processing of medical claims. This will be funded from the General Fund. Motion carried.

12. AWARD APPROVED – LEASE AND DEVELOPMENT – PURCHASING

Motion by Commissioner Meador, seconded by Commissioner Noack, to Award the Lease and Development of approximately +/- .441 acre of Parcel Property to DCR Development, with lease contract to follow for Conroe-North Houston Regional Airport. Motion carried.

13. AMENDMENT APPROVED – LEASE AGREEMENT – COUNTY ATTORNEY – PRECINCT 1

Motion by Commissioner Meador, seconded by Commissioner Noack, to approve the lease agreement amendment between Montgomery County and Conroe Symphony Orchestra to modify the rent to one dollar (\$1) per month for the period beginning August 1, 2020 and ending August 31, 2021. Motion carried.

COMMISSIONERS COURT IS RECESSED FOR PUBLIC HEARING ON THE FOLLOWING:

AGENDA ITEM 16A: Consider filing the application for the Edward Byrne Memorial Justice Assistance Grant (JAG) Program, Fiscal Year 2020 Local solicitation through the U.S. Department of Justice, pursuant to the public hearing notice published on August 6, 2020. Grant titled: Vehicle Thermal Imaging Camera Project in the amount of \$41,915. No match required.

AGENDA ITEM 16B1: Consider and approve posting a 20 mph speed limit on Scarlet Woods Court.

AGENDA ITEM 16C1: Consider and approve installing additional stop sign control on the eastbound and westbound approaches of Aiken Woods Drive and Tavola Drive, as well as Ridge Spring Drive and Tavola Drive intersections.

AGENDA ITEM 16C2: Consider and approve establishing stop sign control on the eastbound approach of the Tommy Smith Road and Howards Way intersection.

THERE BEING NO COMMENTS FROM THE PUBLIC, THE PUBLIC HEARING WAS CONCLUDED AND COMMISSIONERS COURT RECONVENED.

14. GRANT APPLICATION APPROVED – VEHICLE THERMAL IMAGING CAMERA PROJECT – GRANTS

REQUEST APPROVED – SPEED LIMIT – PRECINCT 3

REQUEST APPROVED – STOP SIGN CONTROL – PRECINCT 4

Motion by Commissioner Meador, seconded by Commissioner Riley to approve the following:

- a. Grant application approved for the Fiscal Year 2020 Edward Byrne Memorial Justice Assistance Grant Application (JAG) titled Vehicle Thermal Imaging Camera Project in the amount of \$41,915 for the Sheriff's Office. No match required. Lieutenant Fitzgerald is authorized to submit grant electronically on behalf of Montgomery County.
- b. Posting a 20-mph speed limit on Scarlet Woods Court.
- c. Installing additional stop sign control on the eastbound and westbound approaches of Aiken Woods Drive and Tavola Drive, as well as Ridge Spring Drive and Tavola Drive intersections.
- d. Establishing stop sign control on the eastbound approach of the Tommy Smith Road and Howards Way intersection.

Motion carried.

AGENDA ITEM 18A1 WAS MOVED UP IN THE AGENDA AND DISCUSSED AFTER MOTION 9.

THE COURT RECESSED FOR EXECUTIVE SESSION PURSUANT TO ONE OR MORE OF THE FOLLOWING PROVISIONS OF THE TEXAS GOVERNMENT CODE, TO WIT: CHAPTER 551, SUB-CHAPTER D, ARTICLE 551.071, 551.072

EXECUTIVE SESSION – AGENDA ITEM 19A: Deliberation of the purchase, exchange, lease, or value of real property. (Section 551.072)

AGENDA ITEM 19B: Consultation with County Attorney regarding CARES ACT funding and COVID-19 response. (Section 551.071)

COMMISSIONERS COURT RECONVENED WITH ALL MEMBERS PRESENT.

NO ACTION NECESSARY ON THE ITEMS DISCUSSED DURING EXECUTIVE SESSION.

CITIZENS – AGENDA ITEM 21

Samantha Bachman from Creekside Village stated that people parking on the streets, which are county roads, was dangerous, and was causing issues with residents.

MISCELLANEOUS – AGENDA ITEM 22 – NO OTHER ITEMS LISTED

15. COURT ADJOURNS

Motion by Commissioner Noack, seconded by Commissioner Meador, to adjourn this session of Court. Motion carried.

The above and foregoing minutes were read and approved by the Court.

ATTEST:

Mark Turnbull, County Clerk
Ex-Officio Clerk - Commissioners' Court
Montgomery County, Texas

BY:



COUNTY CLERK



COUNTY JUDGE

